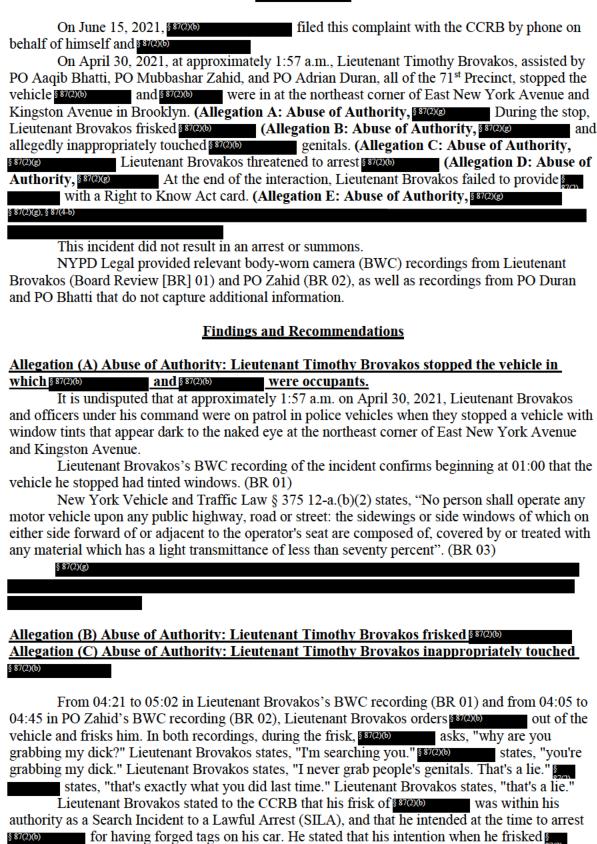
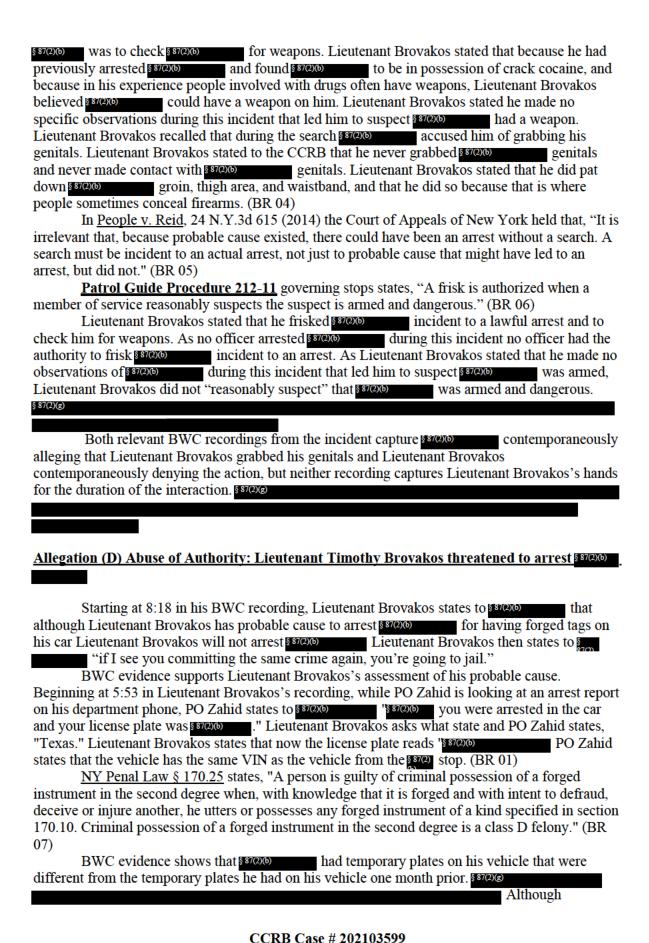
## CCRB INVESTIGATIVE RECOMMENDATION

Investigator:		Team:	CCRB Case #:	☐ Force	☐ Discourt.	U.S.
Chris Olmsted		Squad #09	202103599	✓ Abuse	O.L.	☐ Injury
Incident Date(s)		Location of Incident:		Precinct:	18 Mo. SOL	EO SOL
Friday, 04/30/2021 1:57 AM		NE corner of East New Kingston Avenue	York Avenue /	71	10/30/2022	10/30/2022
Date/Time CV Reported		CV Reported At:	How CV Reported:	Date/Time	e Received at CCI	RB
Mon, 06/14/2021 3:00 PM		CCRB	Phone	Mon, 06/1	4/2021 3:00 PM	Į.
Complainant/Victim	Туре	Home Addre	ss			
a						
Subject Officer(s)	Shield	TaxID	Command			
1. LSA Timothy Brovakos	00000	943025	071 PCT			
Witness Officer(s)	Shield N	o Tax No	Cmd Name			
1. POM Aaqib Bhatti	14985	963873	071 PCT			
2. POM Mubbashar Zahid	03267	965634	071 PCT			
3. POM Adrian Duran	19454	959612	071 PCT			
Officer(s)	Allegatio	on		Invo	estigator Recon	nmendation
A.LSA Timothy Brovakos	Abuse: L which §87	ieutenant Timothy Brov (2)(b) and § 87(2)(				
B.LSA Timothy Brovakos	Abuse: L	ieutenant Timothy Brov	rakos frisked § 87(2)(6)			
C.LSA Timothy Brovakos	Abuse: L touched	ieutenant Timothy Brov	akos inappropriately	у		
D.LSA Timothy Brovakos	Abuse: L § 87(2)(b)	ieutenant Timothy Brov	rakos threatened to a	arrest		
E.LSA Timothy Brovakos	Abuse: L § 87(2)(b)	with a business		de		
§ 87(2)(g), § 87(4-b)						

## Case Summary





Lieutenant Brovakos used his discretion during this incident not to arrest \$87(2)(9)
Allegation (E) Abuse of Authority: Lieutenant Timothy Brovakos failed to provide
with a business card.
It is undisputed that Lieutenant Brovakos did not give a Right to Know Act card during this interaction.  Lieutenant Brovakos stated to the CCRB that he did not give a card because he was not required to do so. He stated that because he had probable cause to arrest the encounter was a "Level 4" stop. Lieutenant Brovakos stated business cards are only required for "Level 2" and "Level 3" stops. Lieutenant Brovakos stated that using his discretion not to arrest cards are only required for "Level 2" and "Level 3" stops. Lieutenant Brovakos stated that using his discretion not to arrest cards are only required for "Level 2" and "Level 3" stops. Lieutenant Brovakos stated that using his discretion not to arrest cards are only required for "Level 2" and "Level 3" stops. Lieutenant Brovakos stated that using his discretion not to arrest cards are only required for "Level 2" and "Level 3" stops. Lieutenant Brovakos stated that using his discretion not to arrest cards are only required for "Level 2" and "Level 3" stops. Lieutenant Brovakos stated that using his discretion not to arrest cards are only required for "Level 2" and "Level 3" stops. Lieutenant Brovakos stated that using his discretion not to arrest cards are only required for "Level 2" and "Level 3" stops. Lieutenant Brovakos stated that using his discretion not to arrest cards are only required for "Level 2" and "Level 3" stops. Lieutenant Brovakos stated that using his discretion not to arrest cards are only required for "Level 2" and "Level 3" stops. Lieutenant Brovakos stated that using his discretion not to arrest cards are only required for "Level 2" and "Level 3" stops. Lieutenant Brovakos stated that using his discretion not to arrest cards are only required for the level 2" and "Level 3" stops. Lieutenant Brovakos stated that using his discretion not to arrest cards are only required for the level 2" and "Level 3" stops. Lieutenant Brovakos stated that using his discretion not to arrest cards are only required for the level 2" and "Level 3" stops. Li
had no impact on whether he was supposed to offer a card. (BR 04)  Patrol Guide Procedure 203-09 states, "For the purpose of this procedure, a business card is to be offered for a law enforcement activity, except in cases when a summons is issued or an arrest is made, as follows:
a. Noncustodial questioning of individuals suspected of criminal activity (Level 2 Encounter)
b. Stop where an officer has an individualized, reasonable suspicion that the person stopped has committed, is committing, or is about to commit a crime and where a reasonable person would not feel free to end the encounter (Level 3 Encounter)  c. Frisk (Level 3 Encounter)
d. Search of persons or property, including vehicles e. Roadblock or checkpoint stops, including checkpoints related to enforcement of Article 31 of the Vehicle and Traffic Law (Alcohol and Drug-Related Offenses), but not including planned security checks of vehicles at sensitive locations or street closures for public events or emergencies
f. Home search g. Assigned Detective Only: First in-person questioning of victims and/or witnesses to a
crime." (BR 08)  Since Lieutenant Brovakos frisked but did not issue him a summons or place him under arrest, Lieutenant Brovakos was required to offer saccond a business card.
(g)
§ 87(2)(g), § 87(4-b)

## **Civilian and Officer CCRB Histories**

•	§ 87(2)(b)	

• Lieutenant Brovakos has been a member of service for 15 years and has been a subject in 35 other CCRB complaints and 138 other allegations, of which five were substantiated.

§ 87(2)(g)

- 201500206 involved a substantiated allegation of a vehicle search against Lieutenant Brovakos. The Board recommended Command Discipline B and the NYPD imposed formal training.
- 201905132 involved a substantiated allegation of a discourtesy against Lieutenant Brovakos. The Board recommended Command Level Instructions and the NYPD imposed instructions.
- 201910398 involved substantiated allegations of a discourtesy, a vehicle stop, and a failure to provide an RTKA card against Lieutenant Brovakos. The Board recommended Command Discipline A for each and the NYPD imposed no penalties for any.

## Mediation, Civil, and Criminal Histories

- This complaint was not suitable for mediation.
- As of April 27, 2022, the New York City Office of the Comptroller has no record of a Notice of Claim being filed in regards to this incident. (BR 12)

[§ 87(2)(b)] [§§ 86	[§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]							
Squad No.:	09							
Investigator:	Christopher Olmsted Signature	Investigator Chris Olmsted Print Title & Name	06/02/2022 Date					
Squad Leader:	Monique West Signature		<u>05/31/2022</u> 					
Reviewer:	Signature	Print Title & Name	 Date					